

**COMMONWEALTH OF KENTUCKY  
CABINET FOR PUBLIC PROTECTION AND REGULATION  
OFFICE OF FINANCIAL INSTITUTIONS  
DIVISION OF SECURITIES  
AGENCY CASE NO. 2005 - A4 - 003**

OFFICE OF FINANCIAL INSTITUTIONS

PETITIONER

vs.

DANNY JOE THOMASSON

RESPONDENT

**AGREED ORDER TO CEASE AND DESIST**

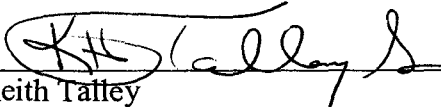
WHEREAS, the Respondent, Danny Joe Thomasson, of 8525 State Route 70 West, Bremen, Kentucky, has acknowledged by his Affidavit dated April 21, 2005 (attached hereto) that he offered for sale to residents of the Commonwealth of Kentucky certain certificates of deposit in Sterling Bank and Trust, a subsidiary of First Capital Trust of Geneva; and,

WHEREAS, the Office of Financial Institutions ("OFI"), the Petitioner herein, has determined under KRS Chapter 292 that said certificates of deposit are defined as "securities" requiring the registration of such instruments with the OFI before they may be sold to the general public and further requiring the registration of persons offering same for sale;

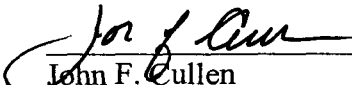
NOW THEREFORE IT IS ORDERED by the Executive Director of the OFI that Danny Joe Thomasson shall cease and desist from the sale of the foregoing described certificates of deposit or any other investment defined as a security under KRS Chapter 292 until said security is registered with the OFI and the person selling or offering said

security for sale is also registered with the OFI or proper application for exemption is made with the Office of Financial Institutions.

ENTERED this 18<sup>th</sup> day of May, 2005.

  
Keith Talley  
Acting Executive Director  
Office of Financial Institutions

Have Seen and Agreed To:

 5/12/05  
John F. Cullen  
Financial Institutions Examiner  
Division of Securities

 5/10/05  
Danny Joe Thomasson  
Respondent

 5/8/5  
Reid D. Rusonik  
Attorney for Respondent